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Attorney File Ref: 102792-158 / 10563P3 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Mark Timothy BENNETT  
Serial No.: 10/645248  
Filed: 20.Aug.2003  
Examiner: Jonas N Strickland  
Art Group: 1754  
Title: METHODS AND COMPOSITIONS FOR DISINFECTING HARD  
SURFACES

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313 – 1450

12 December 2005

**PETITION TO THE COMMISSIONER UNDER 37 CFR 1.182**

**FOR QUESTIONS NOT SPECIFICALLY PROVIDED FOR**

Dear Sir;

It is respectfully requested that the undersigned be provided with a written communication updating the status of the above identified application.

The undersigned points on that on several occasions, subsequent to the undersigned's receipt of the *Notice of Allowance and Issue Fee Due* which was erroneously sent, the undersigned had discussed the matter with Exr. Strickland on 08.Dec.2004 and again on 20.Dec.2004 who indicated that the undersigned would receive by mail or telefax an official letter or other communication from the Office confirming that the *Notice of Allowance and Issue Fee Due* which is directed to a different application and directed to

different subject matter would be sent, which would also confirm that the above identified application remained pending. To date, no such official letter or communication has been received from Exr. Strickland.

The undersigned filed a *Status Request and Communication* in the application on 09.March.2005.

The undersigned received a letter from the USPTO dated 01.Apr.2005 indicating that an Office Action would be sent in “approximately 0 months”. To date, the undersigned has received no further communications from the USPTO in this matter.

Today, the undersigned checked the status of the instant application on the USPTO’s “public” PAIR website which indicates that the application has been reassigned to a further USPTO Examiner. However, again, to date, the undersigned has received no further communications from the USPTO in this matter, particularly no Office Action on the merits of this application.

The undersigned petitions the Commissioner to review the current status of the application and either:

- (a) issue a first Office Action in this application in the near future, or,
- (b) issue a written communication to the undersigned indicating that the *Notice of Allowance and Issue Fee Due* indicated above was erroneously sent, and that the application remains in active prosecution with the USPTO, along with an updated estimate when a first Office Action will be issued in this application.

It is respectfully requested that (a) or (b) be transmitted to the undersigned representative at an early date.

Should the Commissioner have any questions regarding this application, the officer in charge of reviewing this *Petition* is invited to contact the undersigned at their convenience.

Authorization for Fees

The Commissioner is authorized to charge the \$130-- fee due under 37 CFR 1.17(h) as well as any other fee which may be necessary to Deposit Account No. 14-1263.

Respectfully Submitted;

Andrew N. Parfomak

Andrew N. Parfomak, Esq.

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12 Dec 2005

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Certificate of Mailing under 37 CFR 1.8

I certify that this document, and any attachments thereto, is being deposited with the US Postal Service with sufficient postage as First Class Mail on the date indicated above and is addressed to the: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450."

Kimberly Buttingham

Kimberly Buttingham

12/12/05

Date